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poration, was guilty of breach of contract which injured the corporation, the corporation might refuse to transfer his share on its books, the articles of incorporation reserving the lien on shares of stock for claims due from shareholders and authorizing a refusal to register transfer of any shares on which the corporation had a lien, notwithstanding limitations had run against, enforcement of the corporation's rights against complainant.

[Ed. Note.—For other cases, see Corporations, Cent. Dig. §§ 488, 489; Dec. Dig. § 130.* 12 Va.-W. Va. Enc. Dig. 812.]

Appeal from Corporation Court of Lynchburg.

Bill by W. T. Brown against the United Cigarette Machine Company, Limited, which filed an answer in the nature of a cross-bill. From a decree for complainant, defendant appeals. Reversed.

Coleman, Easley & Coleman, of Lynchburg, for appellant.
Harrison & Long, of Lynchburg, for appellee.

BOTTOM *v.* MOORE, Auditor of Public Accounts.

Sept. 11, 1916.

[89 S. E. 856.]

Officers (§ 100 (2)*—Compensation—Increases.—Const. 1902, § 83, providing that salaries of officers shall be fixed by law and neither increased nor diminished during the term, applies only to executive officers, specifically enumerated in article 5, and not to officers whose positions are created by and subject to change or abolition by the Legislature, as that of the public printer.

[Ed. Note.—For other cases, see Officers, Cent. Dig. § 154; Dec. Dig. § 100 (2).* 77 Va.-W. Va. Enc. Dig. 500.]

Petition for mandamus by Davis Bottom against C. Lee Moore, Auditor of Public Accounts. Writ awarded.

James E. Cannon, of Richmond, for petitioner.
John Garland Pollard, Atty. Gen., for respondent.

KAIN *v.* ASHWORTH.

Sept. 11, 1916.

[89 S. E. 857.]

1. Judgment (§ 183*)—On Motion—Jurisdiction—Cause of Action—Statute.—Under Code 1904, § 3211, as amended by Acts 1914, c. 18,

*For other cases see same topic and KEY-NUMBER in all Key-Numbered Digests and Indexes

to provide that any person entitled to recover money in any action at law may, on motion before any court which would have jurisdiction of such action, obtain a judgment after 15 days' notice, and section 3215, providing that an action may be brought in any county wherein the cause of action or any part thereof arose, the circuit court of a county in which part of the cause of action arose had jurisdiction of a proceeding by motion, although the defendant did not reside therein.

[Ed. Note.—For other cases, see Judgment, Dec. Dig. § 183.* 10 Va.-W. Va. Enc. Dig. 128.]

2. Judgment (§ 184*)—On Motion—Notice—Place of Service—Statute.—Under such provisions, not prescribing the method of serving notice or process, the plaintiff properly followed Code 1904, § 3207, providing for the serving of notices and authorizing the service to be made anywhere in the state.

[Ed. Note.—For other cases, see Judgment, Cent. Dig. § 346; Dec. Dig. § 184.* 10 Va.-W. Va. Enc. Dig. 128.]

3. Statutes (§ 190*)—Construction—Meaning of Words.—When the words of a statute are plain and unambiguous, the mere fact that the statute leads to results for which no good reasons can be assigned is not sufficient to justify the court in rejecting its plain meaning.

[Ed. Note.—For other cases, see Statutes, Cent. Dig. §§ 266, 269; Dec. Dig. § 190.* 12 Va.-W. Va. Enc. Dig. 767.]

4. Statutes (§ 181 (2)*)—Construction—Considerations of Hardships.—Courts cannot be controlled in their decisions by a consideration of hardships that may result in individual cases from the enforcement of the law as it is written.

[Ed. Note.—For other cases, see Statutes, Cent. Dig. §§ 259, 263; Dec. Dig. § 181 (2).* 12 Va.-W. Va. Enc. Dig. 766.]

Error to Circuit Court, Washington County.

Proceeding by motion under the Code by J. S. Ashworth against T. J. Kain. Judgment for plaintiff, and defendant brings writ of error. Affirmed.

Jackson & Henson, of Roanoke, and *J. J. Stuart*, of Abingdon, for plaintiff in error.

White Penn, Hutton & Penn, of Abingdon, for defendant in error.

WEEKLEY *v.* TAYLOR & HAYNES.

Sept. 11, 1916.

[89 S. E. 858.]

Injunction (§ 189*)—Prosecution of Action—Terms.—Decree per-

*For other cases see same topic and KEY-NUMBER in all Key-Numbered Digests and Indexes.